03/16/05

**P**06

Commissioner for Patents Amendment dated March 16, 2005 Response to Final Office Action dated December 16, 2004 Page 5 of 6

Serial No.: 09/583711 Art Unit: 2131 Examiner: Jackson Docket No.: AUS000165U\$1

## **REMARKS/ARGUMENTS**

Claims 1-22 were presented and examined. The Examiner rejected claims 9-18 under 35 USC § 102(e), as being anticipated by Blumenau et al. (U.S. Patent No. 6,260,120), hereinafter, "Blumenau". The Examiner indicated claims 1-8 and 19-22 as reciting allowable subject matter. In this response, Applicant has canceled claims 9-18. Claims 1-8 and 19-22 remain pending.

## Claim rejections under 35 USC § 102(e)

The Examiner rejected claims 9-18 under Section 102(e), as being anticipated by Blumenau. In response, Applicant has canceled the rejected claims.

03/16/05

Commissioner for Patents Amendment dated March 16, 2005 Response to Final Office Action dated December 16, 2004 Page 6 of 6

Serial No.: 09/583711 Art Unit: 2131 Examiner: Jackson Docket No.: AUS000165US1

## **CONCLUSION**

Applicant has responded to Examiner's claim rejections under 35 USC § 102(e), which is the only issue remaining in the application. Accordingly, Applicant believes that this response constitutes a complete response to all issues raised in the Office Action. Consistent with the Examiner's determination that the remaining pending claims recite allowable subject matter, Applicant believes that the pending claims are in condition for allowance. Accordingly, Applicant would request the Examiner to enter the proposed claim cancellations and advance the application to issue. If the Examiner has any questions, comments, or suggestions, the undersigned attorney would welcome and encourage a telephone conference at 512.428.9872.

Respectfully submitted,

Joseph P. Lally Reg. No. 38,947

ATTORNEY FOR APPLICANT(S)

LALLY & LALLY, L.L.P. P.O. Box 684749 Austin, Texas 78768-4749 512.428.9870 512.428.9871 (FAX)

JPL/mmm